

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent application of
Randall L. Mills et al.



Serial No. 08/822,170

Filed: March 21, 1997

For: LOWER-ENERGY HYDROGEN
METHODS AND STRUCTURES

Group Art Unit:
Not Yet Assigned

Examiner: Not Yet Assigned

**REQUEST TO RESCIND NOTIFICATION OF MISSING
PARTS OF APPLICATION - FILING DATE GRANTED**

Assistant Commissioner for Patents
Washington, D.C. 20231
Attention: Initial Patent Examination Division

Dear Sir:

This correspondence is in response to the attached Notice to File Missing Parts of Application dated August 1, 1997, and is being timely filed before the two month deadline set forth in that notice. The Notice states that the oath or declaration was missing.

* * *

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)

Date of Deposit: 10 September 1997

I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated above, with sufficient postage as first class mail, in an envelope addressed to the Assistant Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231.

(Signature of person mailing paper)

A signed Declaration and Power of Attorney was attached to the application as filed on March 21, 1997. Applicants have enclosed the following corroborating documents:

1. Copy of application and drawings, as filed, with attached signed Declaration and Power of Attorney;
2. Copy of Patent Application Transmittal Letter indicating that a signed Declaration and Power of Attorney was attached to application as filed; and
3. Copy of USPTO date stamped postcard indicating signed Declaration and Power of Attorney was attached to application as filed. Under MPEP § 503, the returned postcard receipt serves as *prima facie* evidence of receipt in the PTO of the signed Declaration and Power of Attorney on March 21, 1997.
4. A copy of the Form PTO-1533.

Remarks

A signed Declaration and Power of Attorney was attached to the application *as filed*. Accordingly, Applicants request that both the Notice to File Missing Parts and the requirement to pay the surcharge under 37 CFR 1.16(e) be rescinded.

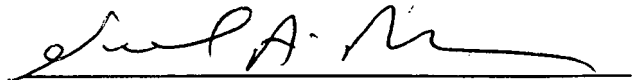
If this request to rescind the Notice to File Missing Parts is not granted, please consider this response, and the patent application copy with appended signed Declaration and Power of Attorney, to comply with the request. Please charge the fee of \$65.00 under 37 CFR 1.16(e) or credit any overcharge to Deposit Account No. 19-1135.

This paper is submitted in duplicate.

Respectfully submitted,

RANDELL L. MILLS, et al.

By:



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Attorney for Applicants



Attorney Docket No.: 9113-2 CT2 U.S. Patent Application No. Not Yet Assigned

Name: Randell L. Mills et al.

Title: Lower-Energy Hydrogen Methods and Structures

Assistant Commissioner of Patent
BOX PATENT APPLICATION
Washington, D.C. 20231

Sir:

Please acknowledge receipt
of the attached paper(s) by stamping the
date received on this card and returning it
to the addressee.

Respectfully submitted,
SEIDEL, GONDA, LAVORGNA
& MONACO, P.C.



67094 U.S. PTO
08822170



03/21/97

Patent Application Transmittal (2pgs)
Patent Application (114pgs spec +
1pg Abstract)
Assignment transmittal and
assignment
Declaration and Power of Attorney
signed and attached to application
Copy of Small Entity Statement filed
June 28, 1996
Preliminary Amendment (2pgs)
Please charge deposit account No.
19-1135 in the amount of \$726.00
and \$40.00 respectively

